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PTO/SB/01 (12-97)

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)	Attorney Docket Number	MBX 025 DIV
	First Name and Inventor	Gjalt W. Huisman
	COMPLETE IF KNOWN	
	Application Number	09 / 456,940
	Filing Date	December 7, 1999
	Group Art Unit	1643
<input type="checkbox"/> Declaration Submitted with Initial Filing	OR	<input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)
Examiner Name		

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MICROBIAL STRAINS AND PROCESSES FOR THE MANUFACTURE OF BIOMATERIALS

the specification of which (Title of the Invention)

☐ is attached hereto OR ☒ was filed on (MM/DD/YYYY) **12/07/1999** as United States Application Number or PCT International Application Number **09/456,940** and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	
60/079,938	03/30/1998	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

MBX 025 DIV
20061/68

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DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
09/281,363	03/30/1999	

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☐ Customer Number OR

☒ Registered practitioner(s) name/registration number listed below

Place Customer
Number Bar Code
Label here

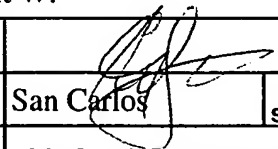
Name	Registration Number	Name	Registration Number
Patrea L. Pabst	31,284		
Robert A. Hodges	41,074		
Kevin W. King	42,737		

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: ☐ Customer Number OR ☒ Correspondence address below

Name	Patrea L. Pabst				
Address	Arnall Golden & Gregory, LLP				
Address	2800 One Atlantic Center, 1201 West Peachtree Street				
City	Atlanta	State	GA	ZIP	30309-3450
Country	United States	Telephone	(404)873-8794	Fax	(404)873-8795

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))			Family Name or Surname		
Gjalt W.			Huisman		
Inventor's Signature				Date	3/2/00
Residence: City	San Carlos	State	CA	Country	US
Post Office Address	3370 Brittan Avenue #18				
Post Office Address					
City	San Carlos	State	CA	ZIP	94070-3419
				Country	US

☒ Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

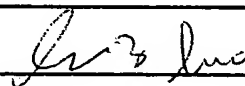
MICROBIAL STRAINS AND PROCESSES FOR THE MANUFACTURE OF BIOMATERIALS

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PTO/SB/02A (3-97)
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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>1</u>
--------------------	--

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Laura Z.				Luo			
Inventor's Signature						Date	4/12/2000
Residence: City	Laport	State	TX	Country	US	Citizenship	CN
Post Office Address	3331 Luella, Apt. #4102						
Post Office Address							
City	Laport	State	TX	ZIP	77571	Country	US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Oliver P.				Peoples			
Inventor's Signature						Date	
Residence: City	Arlington	State	MA	Country	US	Citizenship	GB
Post Office Address	27 Radcliffe Road						
Post Office Address							
City	Arlington	State	MA	ZIP	02474	Country	US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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+

MICROBIAL STRAINS AND PROCESSES FOR THE MANUFACTURE OF BIOMATERIALS


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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>1</u>
--------------------	--

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Laura Z.				Luo			
Inventor's Signature						Date	
Residence: City	Laport	State	TX	Country	US	Citizenship	CN
Post Office Address	3331 Luella, Apt. #4102						
Post Office Address							
City	Laport	State	TX	ZIP	77571	Country	US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Oliver P.				Peoples			
Inventor's Signature						Date	2/28/00
Residence: City	Arlington	State	MA	Country	US	Citizenship	GB
Post Office Address	27 Radcliffe Road						
Post Office Address							
City	Arlington	State	MA	ZIP	02474	Country	US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Gjalb W. Huisman, Laura Z. Luo, Daniel M. Horowitz, Tillman U. Gerngross and
Oliver P. Peoples

Serial No: 09/456,940

Art Unit: 1652

Filed: December 7, 1999

Examiner: R. Hutson

For: "MICROBIAL STRAINS AND PROCESSES FOR THE MANUFACTURE OF
BIOMATERIALS"

Assistant Commissioner
for Patents
Washington, D. C. 20231

**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST
AND REVOCATION OF PRIOR POWERS**

Sir:

As owner of the entire interest of the above-identified patent application, all powers of
attorney previously given are hereby revoked and the following attorneys and agents are hereby
appointed to prosecute and transact all business in the Patent and Trademark Office connected
therewith:

Patrea L. Pabst
Rivka Monheit
Zhaoyang Li

Registration No. 31,284
Registration No. P-48,731
Registration No. 46,872

Please send all correspondence relating to the above-identified patent application to:

Patrea L. Pabst
HOLLAND & KNIGHT LLP
One Atlantic Center
1201 West Peachtree Street
Suite 2000
Atlanta, Georgia 30309-3400

(404) 817-8473 - Telephone
(404) 541-4489 - Telefax

U.S.S.N. 09/456,940
Filed: December 7, 1999
Power of Attorney by Assignee of
Interest and Revocation of Prior Powers

The undersigned signatory (whose title is supplied below) is empowered to act on behalf of the assignee identified below, and has reviewed all the documents in the chain of title of the patent application and, to the best of undersigned's knowledge and belief, title is in the assignee.

Metabolix, Inc.

By:

Oliver P. Peoples

Name:

OLIVER P. PEOPLES

Title:

VP R & D

Date:

July 10, 2001

ATL1 #470657 v1.

470557v1

MBX 025 017

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Gjelt W. Huisman, Laura A. Luo, Daniel M. Horowitz, Tilman U. Gerngross and Oliver P. PeoplesApplication No./Patent No.: 09/456,940 Filed/Issue Date: December 7, 1999Entitled: MICROBIAL STRAINS AND PROCESSES FOR THE MANUFACTURE OF BIOMATERIALSMetabolix, Inc., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

In the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel 010473, Frame 0082, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
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3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

- [] Copies of assignments or other documents in the chain of title are attached.

(NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8)

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

7/10/01

Date

Oliver P. Peoples

Signature

OLIVER P. PEOPLES

Typed or printed name

VPR & D

Title

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MARCH 27, 2000

PTAS

ARNALL GOLDEN & GREGORY, LLP
PATREA L. PABST, ESQ.
2800 ONE ATLANTIC CENTER
1201 WEST PEACHTREE STREET
ATLANTA, GA 30309-3450



101241638A

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/07/1999

REEL/FRAME: 010473/0082
NUMBER OF PAGES: 9

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

HUISMAN, GJALT W.

DOC DATE: 04/19/1999

ASSIGNOR:

LUO, LAURA Z.

DOC DATE: 05/12/1999

ASSIGNOR:

HOROWITZ, DANIEL M.

DOC DATE: 06/16/1999

ASSIGNOR:

GERNGROSS, TILLMAN U.

DOC DATE: 07/19/1999

ASSIGNOR:

PEOPLES, OLIVER P.

DOC DATE: 06/16/1999

ASSIGNEE:

METABOLIX, INC.
303 THIRD STREET
CAMBRIDGE, MASSACHUSETTS 02142

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PATENT DEPT.

DOCKETED FOR MBX225
BY 4-6-00
DATE JSH

010473/0082 PAGE 2

SERIAL NUMBER: 09456940
PATENT NUMBER:

FILING DATE: 12/07/1999
ISSUE DATE:

TARA WASHINGTON, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

01-10-2000



101241638

U.S. Department of Commerce
Patent and Trademark Office
PATENT

U.S. PTO
09/456940

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Reel # Frame #

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Month Day Year

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Month Day Year

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Domestic Representative Name and Address

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Name

Address (line 1)

Address (line 2)

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Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

Correspondent Name and Address

Area Code and Telephone Number **(404) 873-8794**

Name **Patrea L. Pabst, Esq.**

Address (line 1) **Arnall Golden & Gregory, LLP**

Address (line 2) **2800 One Atlantic Center**

Address (line 3) **1201 West Peachtree Street**

Address (line 4) **Atlanta, GA 30309-3450**

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

6

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year
04 19 1999

Patent Cooperation Treaty (PCT)

Enter PCT application number
only if a U.S. Application Number
has not been assigned.

PCT

PCT

PCT

PCT

PCT

PCT

Number of Properties

Enter the total number of properties involved.

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$ **40.00**

Method of Payment:
Deposit Account

Enclosed ☒

Deposit Account ☒

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

01-2507

Authorization to charge additional fees:

Yes

☒

No

☐

Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Kevin W. King

Name of Signing
Reg. No.: 42,737

Signature

Date

Dec. 7, 1999

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U.S. PATENT
09/15/99
12/07/99

Conveying Party(ies)

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Enter additional Conveying Parties

Execution Date
Month Day Year

Name (line 1) Horowitz, Daniel M.

06161999

Name (line 2)

Execution Date
Month Day Year

Name (line 1) Gerngross, Tillman U.

07191999

Name (line 2)

Execution Date
Month Day Year

Name (line 1) Peoples, Oliver P.

06161999

Name (line 2)

Receiving Party(ies)

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Name (line 1)

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Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Name (line 1)

Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)

ASSIGNMENT

We, Gjalt W. Huisman of 3370 Brittan Avenue, #18, San Carlos, California 94070-3419, Laura Z. Luo of 3331 Luella, Apt. #4102, Laport, Texas 77571, Daniel M. Horowitz of 435 Washington Street, Apt. #206, Somerville, Massachusetts 02143, Tillman U. Gerngross of 6 Dorrance Place, Hanover, New Hampshire 03755, and Oliver P. Peoples of 27 Radcliffe Road, Arlington, Massachusetts 02174, in consideration of Ten Dollars and other valuable consideration paid to us by Metabolix, Inc., a corporation of the Commonwealth of Massachusetts, having its principal place of business at 303 Third Street, Cambridge, Massachusetts 02142, the receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto said Metabolix, Inc., its successors and assigns, the entire interest for the United States of America and its territories and all foreign countries and jurisdictions, including all rights of priority under the International Convention for the Protection of Industrial Property in a certain invention or improvement in "*MICROBIAL STRAINS AND PROCESSES FOR THE MANUFACTURE OF BIOMATERIALS*" described in U.S. Application Serial No. 09/281,363 filed in the United States Patent and Trademark Office on March 30, 1999, by Gjalt W. Huisman, Laura Z. Luo, Daniel M. Horowitz, Tillman U. Gerngross, and Oliver P. Peoples, which claims priority to U.S. Provisional Application Serial No. 60/079,938 filed in the United States Patent and Trademark Office on March 30, 1998, and in all Letters Patent of the United States and its territories and all foreign countries and jurisdictions which may or shall be granted on said invention, or any parts thereof, or on said application, or any divisional, continuation, continuation-in-part, reissue or other applications based in whole or in part thereon. And we agree, for ourselves and our executors and administrators, with said corporation and its successors and assigns but at its or their expense or charges, hereafter to execute all applications, amended specifications, deeds or other instruments, and to do all acts necessary or proper to secure the grant of Letters Patent in the United States and its territories and in all other foreign countries and jurisdictions to said corporation, with specifications and claims in such form as shall be approved by the counsel of said corporation and to vest and confirm in said corporation, its successors and assigns, the legal title to all such patents.

**"MICROBIAL STRAINS AND PROCESSES
FOR THE MANUFACTURE OF BIOMATERIALS"**

By: Gjal't W. Huisman, ~~Eschaz B. M. M. K.~~ Daniel M. Horowitz, Laura Z. Luo,
Tillman U. Gerngross, and Oliver P. Peoples
Filed: March 30, 1999
ASSIGNMENT

And we do hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said corporation, its successors and assigns.

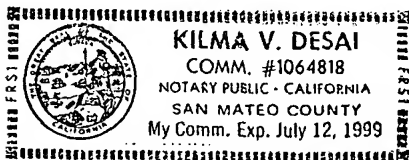
WITNESS my hand and seal this 19th day of April, 1999.



Gjal't W. Huisman

State of California)
County of San Mateo)ss.

Then personally appeared the above named Gjal't W. Huisman and acknowledged the foregoing instrument to be his free act and deed, before me, this 19th day of APRIL, 1999.



Notary Public

My Commission expires: July 12th 1999

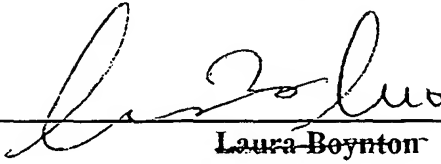
**"MICROBIAL STRAINS AND PROCESSES
FOR THE MANUFACTURE OF BIOMATERIALS"**

By: Gjalb W. Huisman, ~~Laura Boynton~~, Daniel M. Horowitz, Laura Z. Luo,
Tillman U. Gerngross, and Oliver P. Peoples

Filed: March 30, 1999

ASSIGNMENT

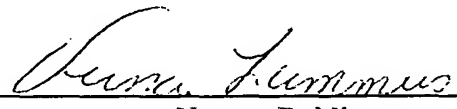
WITNESS my hand and seal this 12 day of May, 1999.



~~Laura Boynton~~
Laura Zhuang Luo

Texas
State of ~~Pennsylvania~~)
County of Harris)ss.

Then personally appeared the above named Laura Boynton and acknowledged the foregoing instrument to be her free act and deed, before me, this 12 day of May, 1999.



Notary Public

My Commission expires: 3-5-2001

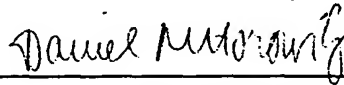
**"MICROBIAL STRAINS AND PROCESSES
FOR THE MANUFACTURE OF BIOMATERIALS"**

By: Gjalb W. Huisman, ~~Esmeralda~~, Daniel M. Horowitz, Lauro Z. Luo,
Tillman U. Gerngross, and Oliver P. Peoples

Filed: March 30, 1999

ASSIGNMENT

WITNESS my hand and seal this 16th day of June, 1999.



Daniel M. Horowitz

Commonwealth of Massachusetts)

County of Middlesex)ss.

Then personally appeared the above named Daniel M. Horowitz and acknowledged the foregoing instrument to be his free act and deed, before me, this 16 day of

June, 1999.



Notary Public

My Commission expires: _____

JEAN M. MAHONEY

Notary Public

My Commission Expires July 8, 2005

**"MICROBIAL STRAINS AND PROCESSES
FOR THE MANUFACTURE OF BIOMATERIALS"**

By: Gjalb W. Huisman, Laura Z. Luo, Daniel M. Horowitz,
Tillman U. Gerngross, and Oliver P. Peoples
Filed: March 30, 1999
ASSIGNMENT

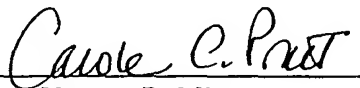
WITNESS my hand and seal this 19th day of JULY, 1999.



Tillman U. Gerngross

State of New Hampshire)
County of GRAFTON)ss.

Then personally appeared the above named Tillman U. Gerngross and
acknowledged the foregoing instrument to be his free act and deed, before me, this
19th day of July, 1999.



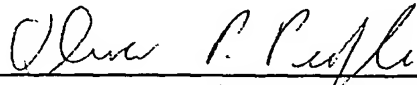
Notary Public

My Commission expires: CAROLE C. PRATT, Notary Public
My Commission Expires March 22, 2000

**"MICROBIAL STRAINS AND PROCESSES
FOR THE MANUFACTURE OF BIOMATERIALS"**

By: Gjalb W. Huisman, ~~Laura Z. Luo~~, Daniel M. Horowitz, Laura Z. Luo,
Tillman U. Gerngross, and Oliver P. Peoples
Filed: March 30, 1999
ASSIGNMENT

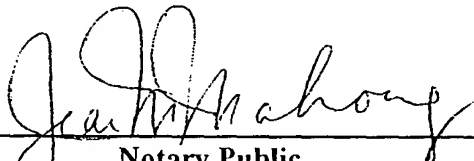
WITNESS my hand and seal this 16th day of JUNE, 1999.



Oliver P. Peoples

Commonwealth of Massachusetts)
County of Middlesex)ss.

Then personally appeared the above named Oliver P. Peoples and acknowledged
the foregoing instrument to be his free act and deed, before me, this 16 day of
June, 1999.



Notary Public

My Commission expires: _____

JEAN M. MAHONEY
Notary Public
My Commission Expires July 8, 2005